

**RYAN G. WELDON**  
Assistant U.S. Attorney  
U.S. Attorney's Office  
P.O. Box 3447  
Great Falls, Montana 59403-3447  
119 First Ave. North, #300  
Great Falls, Montana 59401  
Phone: (406) 761-7715  
FAX: (406) 453-9973  
E-Mail: Ryan.Weldon@usdoj.gov

**FILED**

NOV 16 2018

Clerk, U S District Court  
District Of Montana  
Billings

*di*

**ATTORNEY FOR PLAINTIFF  
UNITED STATES OF AMERICA**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
GREAT FALLS DIVISION**

**UNITED STATES OF AMERICA,**

**Plaintiff,**

**vs.**

**WILLARD WILSON WHITE III,**

**Defendant.**

**CR 18-97GF-Bmm**

**INDICTMENT**

**WIRE FRAUD**

**(Count I)**

**Title 18 U.S.C. § 1343**

**(Penalty: 20 years imprisonment, \$250,000  
fine, and three years supervised release)**

**THEFT FROM AN INDIAN TRIBAL  
ORGANIZATION**

**(Count II)**

**Title 18 U.S.C. § 1163**

**(Penalty: Five years imprisonment,  
\$250,000, and three years supervised  
release)**

**INCOME TAX EVASION**

**Title 26 U.S.C. § 7201**

**(Count III)**

**(Penalty: Five years imprisonment,  
\$100,000 fine, costs of prosecution, and  
three years supervised release)**

<b>CRIMINAL FORFEITURE</b> <b>18 U.S.C. §§ 981(a)(1) and 982</b> <b>28 U.S.C. § 2461(c)</b>
---

**THE GRAND JURY CHARGES:**

**INTRODUCTION**

At all times relevant to this indictment:

1. The Fort Peck Tribes is a federally recognized tribe located in eastern Montana, whose affairs are governed by the Tribal Executive Board and whose government is located in Poplar, Montana.

2. During the period of the indictment, the Fort Peck Tribes offered the defendant, WILLARD WILSON WHITE III, a temporary police officer position. While working for the Fort Peck Tribes, the defendant, WILLARD WILSON WHITE III, also proposed to implement a Youth Diversion Program to aid in the reduction of youths adjudicated by the tribal court.

3. The Fort Peck Tribes provided the defendant, WILLARD WILSON WHITE III, with \$40,000 of funds from the Fort Peck Tribes to implement the Youth Diversion Program. Instead of implementing the Youth Diversion Program as required, the defendant, WILLARD WILSON WHITE III, provided little to no services and instead spent the tribal funds at casinos, restaurants, bars, a strip club,

furniture stores, and other expenditures wholly unrelated to the Youth Diversion Program.

### COUNT I

Between on or about July of 2015, and continuing thereafter until on or about October of 2015, at Poplar, Wolf Point, Glasgow, Box Elder, and Havre, within Roosevelt, Valley, and Hill counties, and elsewhere, in the State and District of Montana, and other places, the defendant, WILLARD WILSON WHITE III, having devised and intending to devise a material scheme and artifice to defraud to obtain money and property by means of false and fraudulent pretenses, representations, and promises, for the purpose of executing such scheme and artifice, and attempting to do so, knowingly transmitted and caused to be transmitted by means of wire communication in interstate and foreign commerce, writings, signs, signals, pictures, and sounds for the purpose of executing such scheme and artifice.

### EMBEZZLEMENT OF YOUTH DIVERISON PROGRAM MONEY

During the period of the indictment, it was part of the scheme and artifice to defraud that the defendant, WILLARD WILSON WHITE III, obtained \$40,000 to implement a Youth Diversion Program on the Fort Peck Indian Reservation and instead spent the tribal funds at casinos, restaurants, bars, a strip club, furniture stores, and other expenditures wholly unrelated to the Youth Diversion Program.

## THE INTERSTATE WIRE COMMUNICATIONS

During the period of the indictment, the defendant, WILLARD WILSON WHITE III, having devised and intending to devise a material scheme and artifice to defraud to obtain money and property by means of false and fraudulent pretenses, representations, and promises, as described herein, for the purpose of executing the scheme to defraud, transmitted and caused to be transmitted by means of wire communication affecting interstate commerce, writings, signs, signals, pictures, and sounds for the purpose of executing such scheme and artifice, that is, checks and wires, to and from Poplar, Wolf Point, Glasgow, Box Elder, Havre, and elsewhere, in the District of Montana, to and from Minneapolis, in the District of Minnesota, to and from Williston and Minot, in the District of North Dakota, and to and from Seattle, in the Western District of Washington, all in violation of 18 U.S.C. § 1343.

## COUNT II

Between on or about July of 2015, and continuing thereafter until on or about October of 2015, at Poplar, Wolf Point, Glasgow, Box Elder, and Havre, within Roosevelt, Valley, and Hill counties, and elsewhere, in the State and District of Montana, and other places, the defendant, WILLARD WILSON WHITE III, embezzled, stole, knowingly converted to his use and the use of another, willfully misapplied, and willfully permitted to be misapplied, more than

\$1,000 worth of money, goods, and assets belonging to an Indian tribal organization, and entrusted to the custody and care of any officer, employee, and agent of an Indian tribal organization, that is, the defendant, WILLARD WILSON WHITE III, obtained \$40,000 from the Fort Peck Tribes to implement a Youth Diversion Program on the Fort Peck Indian Reservation, but he instead spent the money on his personal expenses, including spending money at casinos, restaurants, bars, a strip club, furniture stores, and other stores wholly unrelated to the Youth Diversion Program, all in violation of 18 U.S.C. § 1163.

### COUNT III

That on or about February 10, 2016, at Poplar and within Roosevelt County, in the State and District of Montana, the defendant, WILLARD WILSON WHITE III, did willfully attempt to evade and defeat a large part of the income tax due and owing by him to the United States of America for the calendar year 2015, by preparing and causing to be prepared, and by signing and causing to be signed, a false and fraudulent U.S. Individual Income Tax Return, Form 1040A, which was filed with the Internal Revenue Service, and in that false income tax return, the defendant, WILLARD WILSON WHITE III, stated that his taxable income for the calendar year was the sum of \$0, and that the amount of tax due and owing thereon was the sum of \$0, when in truth and in fact, as he then and there knew, his taxable income for the calendar year was substantially in excess of the amount stated on

the return, and, upon the additional taxable income, a substantial additional tax was due and owing to the United States of America, all in violation of 26 U.S.C. § 7201.

### CRIMINAL FORFEITURE ALLEGATION

The allegations set forth in count I of the indictment are re-alleged as though fully set forth herein and incorporated by reference for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of 18 U.S.C. §§ 981(a)(1) and 982, and 28 U.S.C. § 2461(c).

Upon conviction of count I, the defendant, WILLARD WILSON WHITE III, shall forfeit to the United States any property, real and personal, which constitutes and is derived from proceeds traceable to the offense, and is involved in the offense, and traceable to such property, pursuant to 18 U.S.C. §§ 981(a)(1) and 982, and 28 U.S.C. § 2461(c). The property subject to forfeiture includes a money judgment of up to \$40,000.

If any of the property described above as being subject to forfeiture, as a result of any action or omission of the defendant:

- a. Cannot be located upon the exercise of due diligence;
- b. Has been transferred or sold to, or deposited with, a third party;
- c. Has been placed beyond the jurisdiction of the Court;
- d. Has been substantially diminished in value; or

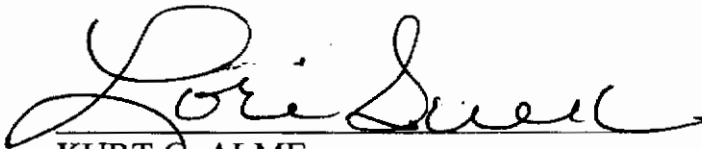
- e. Has been commingled with other property that cannot be divided without difficulty;


the defendant shall forfeit to the United States any other property of the defendant, up to the value of the property described above, pursuant to 21 U.S.C. § 853(p).

A TRUE BILL.

Foreperson signature redacted. Original document filed under seal.

\_\_\_\_\_  
FOREPERSON

  
KURT G. ALME  
United States Attorney

  
for JOSEPH E. THAGGARD  
Criminal Chief Assistant U.S. Attorney

Crim. Summons ☒

Warrant: \_\_\_\_\_

Bail: \_\_\_\_\_

12/18/2018 @ 10:00am  
Defire JTS-GF